
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

CURTIS WAYNE ROBINSON,

Plaintiff,

versus

MONICA SPITTLER, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:05-CV-568

**MEMORANDUM ORDER ADOPTING THE MAGISTRATE
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Curtis Wayne Robinson, a prisoner previously confined at the LeBlanc Unit of the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se* and *in forma pauperis*, brought this civil rights action pursuant to 42 U.S.C. § 1983 against Monica Spittler, Thomas E. Lowrance, and Alice Rickard.


The court ordered that this matter be referred to the Honorable Earl S. Hines, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends granting defendants' motion for summary judgment, and dismissing the action with prejudice.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

O R D E R

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. Defendants' motion for summary judgment is **GRANTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendations.

SIGNED at Sherman, Texas, this 9th day of September, 2008.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE